



13281 U.S.PTO
0333004

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)
Attorney Docket: 038664.49301D1

22856 U.S.PTO
10/812024



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No.: 09/685,772
Filed on: October 11, 2000
Of: Carola BLAESING-BANGERT
Entitled: Substrate Holder, and Use of the Substrate Holder in a Highly Accurate Measuring Instrument
Examiner: Michelle P. Nguyen
Group: 2851

X 1a.. Accompanying this order is a new specification and drawings, that does not contain any subject matter that would have been new matter in the prior application.

Total pages of specification, claims and abstract: 16

Total pages of drawings: 4

— 1b. Accompanying this order is a true copy of the prior application as originally filed.

Total pages of specification, claims and abstract: ____

Total pages of drawings: ____

— 2. New Formal drawings are being filed herewith consisting of ____ sheet(s), depicting Figures ____.

X 3. Declaration and Power of Attorney:

a. — Newly executed (original or copy)

b. X Copy from prior application

i. — Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application



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4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

5. Small entity status:

- a. A small entity statement is enclosed
- b. A statement of small entity status (copy attached) was filed on ____ in the prior application and status as a small entity is still proper and desired.
- c. Is no longer claimed

6. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$385	\$770
Total Claims	7	- 20 = 0 x 9 = \$	18 = \$
Ind. Claims	2	- 3 = 0 x 43 = \$	86 = \$
	Multiple Dependent Claims	+ 145 = \$	290 = \$
	Total	\$	\$770.00

- 7. Please charge my Deposit Account No. 05-1323 (Docket #____) in the amount of \$____.
- 8. A check in the amount of \$770.00 to cover the filing fee is enclosed.
- 9. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #038664.49301D1).
- 10. Amend the specification by inserting before the first line the sentence: --This application is a division of application Serial No. 09/685,772, filed October 11, 2000.--

- 11. Priority of Appln. No 199 48 797.9, filed in Germany on October 11, 1999, is hereby claimed under 35 U.S.C. 119.
- 12. A certified copy of each said priority document was filed in application Serial No. 09/685,772 on January 15, 2004.
- 13. The prior application is assigned of record to Leica Microsystems Wetzlar GmbH.
- 14. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

- a. The power appears in the original application papers in the prior application.
- b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- d. Address all future correspondence to:

CROWELL & MORING, LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300

Customer No.

23911

- 15. Copies of Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- 16. Return Receipt Postcard.

— 17. Other: __

Respectfully submitted,

March 30, 2004



Jeffrey D. Sanok
Registration No. 32,169

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Tel: (202) 624-2500
Fax: (202) 628-8844

JDS:pct

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